THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 11186 of 1996

Dated: 12-12-2006

Between:

K.Sanjeevappa

..... PETITIONER

AND

The Commissioner of Land Revenue,
Hyderabad and five others.

.....RESPONDENTS

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 11186 of 1996

O R D E R:

This writ petition is filed questioning the order dated 11-10-1995 passed by the Government of Andhra Pradesh, thereby vacating the interim stay granted earlier, pending the revision petition on his file.

The material on record shows that the fifth respondent was granted an assignment on 24-05-1979. Aggrieved by the said action the petitioner preferred an appeal before the Joint Collector, Ananthapur. The said appeal was dismissed by order dated 06-08-1992 and questioning the same, the petitioner preferred a second appeal before the first respondent-Commissioner of Land Revenue, Hyderabad. The said appeal was dismissed by the first respondent on 11-08-1994 and challenging the same, the petitioner preferred a revision petition before the Government of Andhra Pradesh. Initially interim stay was granted on 08-11-1994 pending the revision. However, subsequently, on a vacate petition moved by the fifth respondent, the interim stay was vacated under the impugned order dated 11-10-1995. The said order is under challenge in this writ petition contending *inter alia* that the impugned order, which was passed without notice to the petitioner, is arbitrary and illegal and violative of the principles of natural justice.

This Court, while directing Rule Nisi, by order dated 14-06-1996 granted interim suspension of the impugned order. The said order is continued to be in force till today and no counter affidavit has been filed on behalf of any of the respondents.

Having regard to the nature of the impugned order, without expressing any opinion on merits, the writ petition is disposed of with a direction to the sixth respondent to dispose of the revision petition, after hearing both the parties, pending on its file, if not already disposed of, within a period of 8 weeks from the date of receipt of a copy of this order. Till such orders are passed, the order impugned in this writ petition shall not be given effect to. No costs.

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G. ROHINI, J

Dated: 12-12-2006
KLP